

THE COMMONWEALTH OF MASSACHUSETTS

MARCH 10, 2008

WORCESTER, ss. To either of the Constables of the Town of Upton in the County of Worcester:

GREETINGS:

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in Elections and in Town affairs, to meet in the Auditorium at the Nipmuc Regional Middle/High School, in Upton on Monday, the TENTH day of MARCH 2008, at Seven thirty o'clock in the evening, then and there to act on the following Articles:

ARTICLE 1: To see if the Town will vote to authorize the Board of Selectmen to acquire, on behalf of the Town, by gift, purchase, or eminent domain, for general municipal purposes, the fee in two (2) parcels of land located off Maple Avenue and shown as Lot 2, consisting of 21.5 acres, more or less, and Parcel A, consisting of 5.1 acres, more or less, shown on a plan of land entitled "Plan of Land in the Town of Upton, MA," dated November 9, 2007, prepared by Blackstone Valley Survey & Engineering, Inc., on file with the Town Clerk, together with such appurtenant easements for access and utilities as the Board of Selectmen shall determine are necessary, and further to see if the Town will vote to raise and appropriate or transfer from available funds or borrow sums of money for this purpose and any expenses related thereto and to authorize the Treasurer with the approval of the Board of Selectmen to issue bonds or notes therefore, provided that this appropriation and borrowing is contingent upon passage of a Proposition 2 ½ debt exclusion referendum under General Laws Chapter 59, §21C(k), and to authorize the Board of Selectmen to enter into all agreements and take all related actions necessary or appropriate to carry out this acquisition, including if required, a grant or reservation of easement for the use of a portion of the property for parking, on such terms and conditions, and subject to such encumbrances, as the Board of Selectmen shall, in its discretion, deem reasonable, and to take all related actions necessary or appropriate to effectuate such conveyance; or take any other action relative thereto.

(Complete Purchase and Sale Agreement available for review at the Town Clerk's Office, or the Board of Selectmen's Office).

ARTICLE 2: To see if the Town will vote to transfer the sum of Seven thousand two hundred ninety-three dollars and twenty-five cents (\$7,293.25) from the Community Preservation Act Purchase 18 Elm Street Account to the CPA Reserved Fund Balance Undesignated 2005, or, to take any other action relative thereto.

ARTICLE 3: To see if the Town will vote to transfer the sum of Twenty thousand dollars (\$20,000.00) from the Community Preservation Act Reserved Fund Balance – Historic Resources Account to a CPA reserve fund to finance the evaluation of structures and places for the National Register of Historic Places and to complete the appropriate applications and nomination forms. Any grant monies received from other sources for this purpose shall be used to defray the cost of the project and such grants shall reimburse the CPA Reserved Fund Balance - Historic Resources Account. This project must be completed within three years and will be the responsibility of the Upton Historical Commission, or, to take any other action relative thereto.

ARTICLE 4: To see if the Town will vote to transfer the sum of Three thousand two hundred dollars (\$3,200.00), or any other sum, from the General Stabilization Fund Account, to the FY08 Longevity Bonus Account to supplement that account in order to pay eligible employees who have reached their 10th, 15th, or 20th employment anniversary with the Town, or, to take any other action relative thereto.

ARTICLE 5: To see if the Town will vote to raise and appropriate, appropriate from available unappropriated funds in the Town treasury, or transfer, or borrow the sum of two thousand eight hundred seventy dollars (\$2,870.00), or any other sum, to the Fire Department New Equipment Account to replace funds expended for the purchase of four inch (4”) supply hose that was damaged at the Bernat Mill Fire, or, to take any other action relative thereto.

ARTICLE 6: To see if the Town will vote to transfer, the following sums from prior year appropriations: 020-192-5212 Town Bldg Replacement Doors \$392.00, 020-192-5860 Town Hall Access \$1,116.59, 02-192-5862 Knowlton/Risteen Air Quality \$1,000.00, 02-192-5863 Town Hall Ventilation \$1,818.00, 02-440-5852 Pumping Station Improvements \$75,000.00, and 02-450-5852 Water Main Replacements \$7,780.89 for a total of \$87,107.48 to the General Stabilization Fund Account, or, to take any other action relative thereto.

ARTICLE 7: To see if the Town will vote to raise and appropriate, appropriate from available unappropriated funds in the Town treasury, or transfer, or borrow the sum of Fifty Thousand Dollars (\$50,000.00), or any other sum, for the purpose of Supplementing the DPW Water Operations and Maintenance Account for the remainder of Fiscal Year 2008, or, to take any other action relative thereto.

And you are directed to serve this Warrant, by posting up attested copies thereof at the U.S. Post Office, Town Library and Town Hall, in said Town fourteen days (14) at least before the time of holding said Meeting.

HEREOF FAIL NOT, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, as aforesaid.

Given under our hands this nineteenth day of February in the year of our lord Two thousand eight.

UPTON BOARD OF SELECTMEN

Marsha A. Paul, Chairman

Robert J. Fleming, Member

Kenneth E. Picard, Member

A true copy, Attest:

Constable

Date: February 21, 2008

Constable Attest Page

Worcester, ss.

Pursuant to the within Warrant, I have notified and warned the inhabitants of the Town of Upton by posting up attested copies of the same at the Town Hall Building, Library Building, and the Upton U.S. Post Office at least fourteen days (14), before the date of the meeting, as within directed.

Constable of Upton